

J. MICHAEL McMAHON

(By) Deputy Clerk

CLERK

DATE

JUL 02 2008

Clerk of this Court within a reasonable period of time after service.
 for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
 Clerk of this Court within a reasonable period of time after service.
 of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
 an answer to the complaint which is served on you with this summons, within 20 days after service
 of this summons on you, exclusive of the day of service.

516-671-1295
 Locust Valley, New York 11560
 11 The Plaza
 The Law Office of Donald T. Rave

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jamesstown, RI 02835
 60 Racquette Road
 Jamestown Boat Yard, Inc.

TO: (Name and address of Defendant)

ECF CASE

CASE NUMBER:

SUMMONS IN A CIVIL ACTION

V.

JAMESSTOWN BOAT YARD, INC.,
DefendantGEORGE E. BRAUN, JR. and ELLEN C. BRAUN
PlaintiffsDistrict of
New York

Southern

Elite Process Servers, Inc. • 88-08 Little Neck Parkway, Flushing Park, NY 11001

NP

Shirley Cairns

SLH - 7352

7-24-08

Sworn to before me on

Server

Mildred

To my best knowledge, information and belief the said defendant at the time of service was not engaged in military service of the United States. At time of service the index number and date of filing were on the **10 DAY NOTICE OF CANCELLATION OF LEASE**

- Male White Skin Black Skin 14-20 yrs. Under 5' Under 100 Lbs.
- Female Black Skin Brown Hair 21-35 yrs. 50"-53" 100-130 Lbs.
- Yellow Skin Blond Hair 36-50 yrs. 54"-58" 131-160 Lbs.
- Brown Skin Gray Hair 51-65 yrs. 59"-60" 161-200 Lbs.
- Red Skin Red Hair Over 6' Over 6' Over 200 Lbs.

Description Service.

A true copy thereof was also deposited on _____ in a postpaid, properly addressed envelope, to the above address, bearing the legend "Personal and Confidential", in an official depository under the exclusive care and custody of the United States Postal Service.

By affixing a true copy thereof to the door of said premises, which is recipient's [] dwelling place [] usual place of abode [] place of business within the State of New York.

Deponee was unable, with due diligence to find recipient or a person of suitable age and discretion, thereto, having called thereon:

Responsible Person Affixing to Door Corporation Individual Mail

true copy thereof, a person of suitable age and discretion. Said premises being the recipient's [] dwelling place [] usual place of abode [] place of business within the State of New York.

By delivering to and leaving with **Clement Naples (Manager)** who stated she was authorized to accept on behalf of said corporation.

true copy thereof, a person of suitable age and discretion. Said premises being the recipient's [] dwelling place [] usual place of abode [] place of business within the State of New York.

DAY NOTICE OF CANCELLATION OF LEASE annexed on JAMESPORT BOAT YARD, INC., in the following manner:
 Being duly sworn, deposes and says that deponent is over 18 years of age and not a party to this action; that on, **7/24/08** at approximately **15:46** at 60 RACQUET RD, JAMESPORT, RI 02835 deponent served the **10** day notice of cancellation of lease on JAMESPORT BOAT YARD, INC., in the following manner:

State of **Rhode Island**, County of **Newport** ss.

Defendant(s)

JAMESPORT BOAT YARD, INC.,

- vs. -

Plaintiff(s)

GEORGE E. BRAUN, JR & ELLEN C. BRAUN

COURT: U.S. DISTRICT COURT, SOUTHERN DIST.
INDEX NO. 6103/08
COUNTY: NEW YORK
EPS NO. 604654

AFFIDAVIT OF SERVICE

631884



(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Address of Server
Folsom 744 Courtly Rd #816

Executed on 7/24/08 Signature of Server
Mark Cato

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

STATEMENT OF SERVICE FEES			DECLARATION OF SERVICE		
TRAVEL	SERVICES	TOTAL	TRAVEL	SERVICES	TOTAL
		\$0.00			
Signature _____ Date _____					
<input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Returned unexecuted: <p>Name of person with whom the summons and complaint were left: 6/24/08</p> <p>Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.</p> <p><input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: Smart Appliance</p> <p><input type="checkbox"/> Served personally upon the defendant. Place where served:</p>					
Check one box below to indicate appropriate method of service					
NAME OF SERVER (PRINT) MURKILL CARIES DATE 7/24/08 Service of the Summons and Complaint was made by me ()					
RETURN OF SERVICE					